



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/965,675	09/27/2001	Mark E. Dristy	PES-0048

CONFIRMATION NO. 2890

23413  
CANTOR COLBURN, LLP  
55 GRIFFIN ROAD SOUTH  
BLOOMFIELD, CT 06002

## FORMALITIES LETTER



\*OC000000006966290\*

Date Mailed: 10/24/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- o Total additional claim fee(s) for this application is \$1036.
  - **\$396** for **22** total claims over 20.
  - **\$640** for **8** independent claims over 3.
- o The oath or declaration is unsigned.
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- o **The balance due by applicant is \$ 1876.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/25/2002 SFELEKE1 00000101 09965675  
01 FC:201 370.00 00  
02 FC:202 336.00 00  
03 FC:203 198.00 00  
04 FC:205 65.00 00

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Section \$  
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<b>Response To Notice To File Missing Parts Of Application</b> <b>Filing Date Granted (PTO-1533)(Small Entity)</b>		<b>Docket No.</b> <b>PES-0048</b>	
In Re Application Of: <b>MARK E. DRISTY et al.</b>			
<b>Serial No.</b> <b>09/965,675</b>	<b>Filing Date</b> <b>September 27, 2001</b>	<b>Examiner</b> PATENT & TRADEMARK OFFICE JAN 22 2002	<b>Group Art Unit</b>
<b>Invention: APPARATUS AND METHOD FOR MAINTAINING COMPRESSION OF THE ACTIVE AREA IN AN ELECTROCHEMICAL CELL</b>			
<b>COPY OF PAPERS ORIGINALLY FILED</b>			
<p align="center"><u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u></p> <p align="center"><u>Box Missing Parts</u></p> <p>This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on <u>October 24, 2001</u> <i>Date</i></p> <p>Enclosed herewith for filing are the following:</p> <ul style="list-style-type: none"><li><input checked="" type="checkbox"/> A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). <b>(REQUIRED)</b></li><li><input checked="" type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.</li><li><input type="checkbox"/> A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.</li><li><input type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.</li><li><input type="checkbox"/> A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.</li><li><input checked="" type="checkbox"/> <u>One</u> verified small entity declaration(s)<ul style="list-style-type: none"><li><input checked="" type="checkbox"/> is/are attached.</li><li><input type="checkbox"/> was/were filed on _____</li></ul></li><li><input type="checkbox"/> A separate request for refund.</li><li><input checked="" type="checkbox"/> Other (list):<div style="border: 1px solid black; padding: 5px; margin-top: 5px;"><b>Filing Fee - Check</b> <b>Postcard</b></div></li></ul>			

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.  
**PES-0048**

In Re Application Of: **MARK E. DRISTY et al.**

Serial No.  
**09/965,675**

Filing Date  
**September 27, 2001**

Examiner

Group Art Unit

Invention: **APPARATUS AND METHOD FOR MAINTAINING COMPRESSION OF THE ACTIVE AREA IN AN ELECTROCHEMICAL CELL**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$370.00

☐ Design application filing fee                     

☒ Total number of independent claims = 11 \$336.00

☒ Total number of claims = 42 \$198.00

☐ Multiple dependent claims                     

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$65.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor                     

☐ Fee for processing an application filed with a non-English language specification                     

☐ Fee for processing and retention of application                     

Total completion of application fees \$969.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from:                      Date      until:                      Date

Total time extension fees                     

Total fees due \$969.00

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
**PES-0048**

In Re Application Of: **MARK E. DRISTY et al.**

JAN 22 2002  
PATENT & TRADEMARK OFFICE

Serial No.  
**09/965,675**

Filing Date  
**September 27, 2001**

Examiner

Group Art Unit

Invention: **APPARATUS AND METHOD FOR MAINTAINING COMPRESSION OF THE ACTIVE AREA IN AN ELECTROCHEMICAL CELL**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of **\$969.00** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.  
☐ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No.  
A duplicate copy of this sheet is enclosed.  
☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **06-1130**  
A duplicate copy of this sheet is enclosed.

*Signature*

**Leah M. Reimer**  
**Registration No. 39,341**  
**Customer No. 23413**

Dated: **December 20, 2001**

I certify that this document and fee is being deposited on **December 21, 2001** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Signature of Person Mailing Correspondence*

**Marjorie R. Humes**

*Typed or Printed Name of Person Mailing Correspondence*

cc:

# TRANSMITTAL OF FORMAL DRAWINGS

Docket No.  
PES-0048

In Re Application Of: **MARK E. DRISTY et al.**

JAN 22 2002

Serial No.

Filing Date

Batch No.

Examiner

Art Unit

09/965,675

September 27, 2001

Invention: **APPARATUS AND METHOD FOR MAINTAININ G COMPRESSION OF THE ACTIVE AREA IN AN ELECTROCHEMICAL CELL**

COPY OF PAPERS  
ORIGINALLY FILED

RECEIVED  
APR 05 2002  
TC 1700  
COPY OF PAPERS  
ORIGINALLY FILED

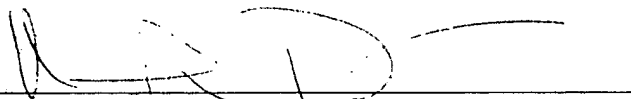
Address to:  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Transmitted herewith are:

Seven (7) sheets of formal drawing(s) for this application.

Each sheet of drawing indicates the identifying indicia suggested in 37 CFR Section 1.84(c) on the reverse side of the drawing.

RECEIVED  
APR 03 2002  
TC 1700

  
Signature

Leah M. Reimer  
Registration No. 39, 341  
Customer No. 23413

Dated: December 20, 2001

I certify that this document and attached formal drawings are being deposited on **December 21, 2001** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

  
Signature of Person Mailing Correspondence

Marjorie R. Humes

Typed or Printed Name of Person Mailing Correspondence